

**Notice of Allowability**

Application No.

09/907,002

Applicant(s)

OHISHI, SYOUJI

Examiner

Art Unit

Emmanuel Bayard

2631

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 7/17/01.
2. ☒ The allowed claim(s) is/are 1-9.
3. ☒ The drawings filed on 17 July 2001 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date 7/17/01
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

Emmanuel Bayard  
Primary Examiner  
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### **DETAILED ACTION**

This is in response to application filed on 7/17/01 in which claims 1-9 are pending. The application has been fully considered therefore this case is in condition for allowance.

#### ***Allowable Subject Matter***

1. The following is an examiner's statement of reasons for allowance: The prior arts of record fail to anticipate or render obvious the following recited features: a carrier recovering unit for performing carrier recovery by correcting finally a shift in the frequency of a signal on which a frequency correction by the use of the optimum frequency correction value and timing recovery have been bade as recited in all independent claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### ***Conclusion***

2. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Tsui et al U.S. patent No 6,385,237 B1 teaches a non-invasive digital cable test system.

Ishikawa et al U.S. patent No 5,646,935 teaches a hierarchical quadrature frequency multiplex signal.

Maalej et al U.S. Patent no 6,545,532 B1 teaches a timing recovery circuit.

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Robbins et al U.S. Patent No 6,147,713 teaches a digital signal processor.

Strolle et al U.S. Patent No 6,005,640 teaches a multiple modulation format.

Scarpa et al U.S. Patent No 5,673,293 teaches a method an apparatus for demodulating QAM and VSB signals.

Shiue et al U.S. Patent No 6,590,872 B1 teaches a receiver with parallel correlator.

Harada et al U.S. Patent No 5,774,450 teaches a method of transmitting orthogonal frequency division multiplex signal.

Kishimoto et al U.S. Patent No 6,314,083 teaches a frequency control device.

Shiraishi et al U.S. patent No 6,717,993 B1 teaches a receiver.

Seki et al U.S. patent No 5,602,835 teaches an OFDM synchronization circuit.

Morris et al U.S. Patent No 6,032,033 teaches preamble based selection diversity.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Emmanuel Bayard whose telephone number is 571 272 3016. The examiner can normally be reached on Monday-Friday (3:PM-10:PM) Alternate Friday off.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Emmanuel Bayard  
Primary Examiner  
Art Unit 2631

11/23/04

  
**EMMANUEL BAYARD**  
**EXAMINER**